

UNITED STATES DISTRICT COURT

DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,

Plaintiff,

vs.

JUAN CARBAJAL-MAGANA,

Defendant.

CASE NO. 07-131-JJF

ORDER OF RESOLUTION AS TO DEFENDANT'S COMPETENCE


WHEREAS, defense counsel filed a Motion for Medical Treatment as to Juan Carbajal-Magana on **10/18/2007**;

WHEREAS, defense counsel subsequently withdrew her Motion for Medical Treatment in writing on **10/25/2007**;

WHEREAS, the Court held a hearing in this matter on **11/1/2007**, AND defendant's attorney stated in court that she no longer had a concern as to the defendant's competency;

WHEREAS, the Court questioned the defendant directly through an interpreter as to whether he understood the nature and consequences of the proceedings against him on **11/1/2007**;

AND NOW on this **14<sup>th</sup>**, day of **November**, **2007** after the court having held a hearing on this matter **IT IS ORDERED THAT** there is **NO** "reasonable cause" to grant defense counsel's Motion for Medical Treatment pursuant to 18 U.S.C. Section 4241 AND defense counsel's Motion to Withdraw its Motion for Medical Treatment is hereby **GRANTED**.

  
Honorable Leonard P. Stark  
U.S. Magistrate Judge

cc: Defense Counsel  
United States Attorney  
USPO

